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4 IN THE UNITED STATES DISTRICT COURT

5 FOR THE NORTHERN DISTRICT OF CALIFORNIA

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7 UNITED STATES OF AMERICA,

8 Plaintiff,

9 v.

10 PETER AGAPITO CHAVEZ,

11 Defendant.

Case No. 11-cr-00331-MMC-1

**ORDER CONSTRUING LETTER
REQUEST AS MOTION UNDER FIRST
STEP ACT; REFERRING MOTION TO
FEDERAL PUBLIC DEFENDER**

Re: Dkt. No. 153

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13 Before the Court is a letter, filed January 14, 2019, by defendant Peter Agapito
14 Chavez (“Chavez”), in which Chavez requests appointment of counsel for the purpose of
15 seeking relief, as “the laws have changed for . . . sentencing reform.” (See Dkt. No. 153.)

16 The Court construes Chavez’s filing as a motion for reduction of sentence under
17 Section 404 of the First Step Act of 2018, Pub. L. No. 115-391, 132 Stat. 5194 (2018).

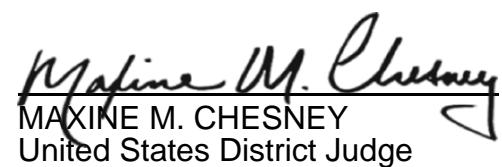
18 Accordingly, said filing is hereby REFERRED to the Federal Public Defender for
19 the Northern District of California, for the purpose of determining whether Chavez may be
20 eligible for relief under the First Step Act.

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IT IS SO ORDERED.

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23 Dated: February 22, 2019


MAXINE M. CHESNEY
United States District Judge

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